

MINUTES

MONTANA SENATE 60th LEGISLATURE - REGULAR SESSION

COMMITTEE ON TAXATION

Call to Order: By **CHAIRMAN JIM ELLIOTT**, on February 2, 2007 at 9:00 A.M., in Room 405 Capitol.

ROLL CALL

Members Present:

Sen. Jim Elliott, Chairman (D)
Sen. Jerry W. Black (R)
Sen. Jeff Essmann (R)
Sen. Kelly Gebhardt (R)
Sen. Kim Gillan (D)
Sen. Dan Harrington (D)
Sen. Christine Kaufmann (D)
Sen. Sam Kitzenberg (D)
Sen. Jim Peterson (R)
Sen. Trudi Schmidt (D)
Sen. Bob Story Jr. (R)

Members Excused: None.

Members Absent: None.

Staff Present: Lee Heiman, Legislative Branch
Lois O'Connor, Committee Secretary

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: None.
Executive Action: SB 316, SB 332, SB 353, SB 356

00:02:24

EXECUTIVE ACTION ON SB 316

00:04:25 **Motion:** SEN. ELLIOTT moved that SB 316 DO PASS.

00:05:09 **Motion:** SEN. GEBHARDT moved that #SB031601.ALH DO PASS.

EXHIBIT (tas23a01)

00:05:56 **Discussion:**

00:06:13 Sen. Elliott

00:06:39 Lee Heiman, Staff Attorney, Legislative Services Division (LSD)

00:06:57 Sen. Gebhardt

00:07:33 Sen. Elliott

00:08:11 **Motion/Vote:** SEN. GEBHARDT moved that a CONCEPTUAL AMENDMENT DO PASS. Motion carried unanimously by voice vote. SEN. GILLAN, SEN. KAUFMANN, and SEN. PETERSON voted aye by proxy. SEN. SCHMIDT was excused.

00:08:47 **Motion/Vote:** SEN. ELLIOTT moved that SB 316 DO PASS AS AMENDED. Motion carried unanimously by voice vote. SEN. GILLAN, SEN. KAUFMANN, and SEN. PETERSON voted aye by proxy. SEN. SCHMIDT was excused.

EXECUTIVE ACTION ON SB 332

Discussion:

00:09:46 Sen. Story

00:10:11 Sen. Gebhardt

00:11:46 Sen. Essmann

00:12:06 Sen. Gebhardt

00:12:24 **Motion:** SEN. HARRINGTON moved that SB 332 DO PASS.

00:13:19 **Motion:** SEN. ESSMANN moved that #SB033201.ALH,
#SB033202.ALH, and #SB033203.ALH DO PASS.

[EXHIBIT](#)(tas23a02)

[EXHIBIT](#)(tas23a03)

[EXHIBIT](#)(tas23a04)

Discussion:

00:13:41 Sen. Elliott

00:15:12 SEN. ESSMANN withdrew the DO PASS motion on
#SB033201.ALH

Discussion:

00:16:11 Sen. Elliott

00:16:45 **Motion/Vote:** SEN. ESSMANN moved that a CONCEPTUAL
AMENDMENT DO PASS. Motion carried unanimously by voice
vote. SEN. GILLAN, SEN. KAUFMANN and SEN. PETERSON
voted aye by proxy. SEN. SCHMIDT was excused.

Discussion:

00:17:25 Sen. Essmann

00:17:35 Sen. Black

00:18:15 Sen. Elliott

00:18:30 Sen. Story

00:18:52 Sen. Story to Mr. Heiman

00:20:20 Sen. Gebhardt

00:20:28 Sen. Story

00:20:36 Sen. Gebhardt

00:21:00 **No further action was taken on SB 332**

Discussion:

00:21:23 Sen. Black

00:21:45 Sen. Gebhardt

EXECUTIVE ACTION ON SB 353

00:22:53 **Motion:** SEN. STORY moved that SB 353 DO PASS.

Discussion:

00:23:05 Sen. Story

00:23:20 Sen. Gebhardt

00:24:03 Sen. Elliott

00:24:25 **Motion:** SB 253 DO PASS motion failed 4-6 by roll call vote with SEN. ESSMANN, SEN. GEBHARDT, and SEN. STORY voting aye. SEN. PETERSON voted aye by proxy. SEN. GILLAN and SEN. KAUFMANN voted nay by proxy. SEN. SCHMIDT was excused.

00:26:15 **Motion/Vote:** SEN. GEBHARDT moved that SB 353 BE TABLED AND THE VOTE REVERSED. SEN. ESSMAN, SEN. GEBHARDT, and SEN. STORY voted nay. SEN. PETERSON voted nay by proxy. SEN. GILLAN and SEN. KAUFMANN voted aye by proxy. SEN. SCHMIDT was excused.

EXECUTIVE ACTION ON SB 356

00:27:57 **Motion:** SEN. ESSMANN moved that SB 356 DO PASS.

00:28:09 **Motion:** SEN. ESSMANN moved that #SB035601.ALH DO PASS.

EXHIBIT (tas23a05)

Discussion:

00:28:27 Mr. Heiman

00:30:10 Sen. Elliott to Mr. Heiman, LSD

00:30:30 Sen. Elliott to Sen. Essmann

00:31:05 Sen. Elliott

00:32:09 Sen. Story to Mr. Heiman, LSD

00:33:57 Sen. Essmann

00:35:29 Sen. Story to Sen. Essmann

00:36:11 Sen. Story

00:36:35 Sen. Elliott

00:36:46 **Vote:** Motion that #SB035601.ALH DO PASS carried unanimously by voice vote. SEN. GILLAN, SEN. KAUFMANN and SEN. PETERSON voted aye by proxy. SEN. SCHMIDT was excused.

Discussion:

00:37:26 Sen. Story

00:37:57 Sen. Elliott

00:38:11 Sen. Elliott requested a new fiscal note. **No further action was taken.**

EXECUTIVE ACTION ON SB 231

00:38:29 Sen. Elliott

00:38:38 **No action was taken**

ADJOURNMENT

Adjournment: 11:00 A.M.

SEN. JIM ELLIOTT, Chairman

LOIS O'CONNOR, Secretary

JE/lo

Additional Exhibits:

EXHIBIT ([tas23aad.pdf](#))